

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1546

IN THE MATTER OF:

Application of MONTGOMERY)	Served April 29, 1976
VILLAGE TRANSIT COMPANY)	
for Certificate of Public)	Application No. 921
Convenience and Necessity)	Docket No. 314

By Order No. 1512, served March 11, 1976, the above-captioned application of Montgomery Village Transit Company (M.V. Transit) was scheduled for public hearing to commence April 6, 1976. Also scheduled for public hearing at the same time and place were the applications of Suburban Transit Company 1/, Dawson's Charter Service, Inc. 3/, and The Gray Line, Inc. 3/

The public hearings commenced as scheduled and were conducted on a unified basis with respect to the proposed Montgomery Village operations. At the opening of the hearings, Suburban Transit Company made a motion to withdraw its application and did not participate further in the proceeding. 4/ At the close of the presentation of testimony concerning the Montgomery Village operation, M.V. Transit voluntarily withdrew without prejudice its application for a certificate of public convenience and

1/ See Order No. 1510, served March 11, 1976, Application No. 908, Docket No. 312.

2/ See Order No. 1511, served March 11, 1976, Application No. 919 and 920, Docket No. 313.

3/ See Order No. 1513, served March 4, 1976, Application No. 922, Docket No. 315.

4/ See Order No. 1544, served April 29, 1976.

necessity authorizing charter operations and special operations and charter operations for sightseeing and tour purposes. The Commission shall accept the voluntary withdrawal and dismiss that portion of M.V. Transit's Application No. 921 without prejudice. The Commission believes it is reasonable and finds that the expenses of the proceeding should be shared equally among the three carriers seeking authority to perform the Montgomery Village operation. The Commission thus shall assess an amount and direct payment pursuant to the Compact, Title II, Article XII, Section 19, which provides in pertinent part:

All reasonable expenses of any investigation, or other proceeding of any nature, conducted by the Commission, of or concerning any carrier, and all expenses of any litigation, including appeals, arising from any such investigation or other proceeding, shall be borne by such carrier.

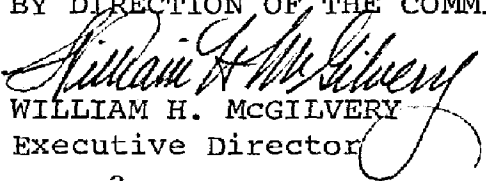
In compliance with a provision of Order No. 1512, M.V. Transit paid \$200 prior to the hearing. The expenses of the proceeding to date have been \$888.80. Accordingly, M.V. Transit shall be assessed an additional amount of \$96.26 to cover its share of the expenses to date.

THEREFORE, IT IS ORDERED:

1. That Application No. 921 of Montgomery Village Transit Company for a certificate of public convenience and necessity to the extent it seeks authority to perform charter operations and special operations and charter operations for sightseeing and tour purposes be, and it is hereby, dismissed without prejudice.

2. That Montgomery Village Transit Company be, and it is hereby, assessed \$96.26, and directed to deliver said amount to the office of the Commission, Room 316, 1625 I Street, N. W., Washington, D. C. 20006, on or before Friday, May 7, 1976.

BY DIRECTION OF THE COMMISSION:


WILLIAM H. MCGILVER
Executive Director